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PTO/SB/31 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 06005/35530
In re Application of Robert B. Havekost		
Application Number 09/777,225-Conf. #1538	Filed February 5, 2001	
For HIERARCHICAL FAILURE MANAGEMENT FOR PROCESS CONTROL SYSTEMS		
Art Unit 2113	Examiner C. S. McCarthy	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 330.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-2856. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

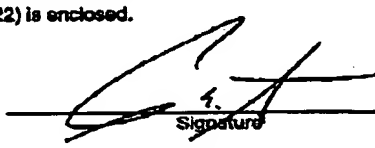
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98)

☐ attorney or agent of record.
Registration number _____

☒ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. 45,127



 Gregory E. Stanton
 Typed or printed name

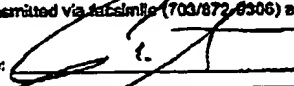
(312) 474-8300
 Telephone number
September 24, 2004
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

11/04/2004 CCURTIS 00000005 132855 09777225

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I hereby certify that this correspondence is being transmitted via facsimile (703/872-6306) addressed to: Commissioner of Patents, MS AF, on the date shown below.	
Dated: September 24, 2004	Signature:  (Gregory E. Stanton)